

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Endowments Department – Allegation of corruption against Sri J. Nageswara Rao, formerly Assistant Commissioner, Ongole, Prakasam District, now retired – Trapped by the ACB authorities on 23.1.1995 – Prosecuted in the court of law - Convicted – Show cause notice issued – Explanation received – Punishment of Withholding of Pension and gratuity in full, permanently imposed – Orders – ISSUED.

REVENUE (VIG.IV) DEPARTMENT

G.O.Ms.No. 507

Dated the 8th of May, 2009.

Read the following:-

1. G.O.Ms.No.134, Revenue (Endts.I) Deptt., Dt.2.2.1996.
2. Judgment dated 20.10.2004 in C.C.No.6/1996 of Spl.Judge for SPE & ACB Cases, Nellore.
3. Govt.Memo.No.6155/Vig.IV(1)/2001-2, Dt.5.2.2005.
4. From Sri J. Nageswara Rao, ACED., (Retd), Explanation dt.31.1.2007 & 2.4.2007.

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ORDER:

In the reference first read above, orders have been issued to prosecute Sri J. Nageswara Rao, Assistant Commissioner, Endowments Department, Ongole, Prakasam District, now retired, as he was trapped by the Anti-Corruption Bureau authorities on 23.1.1995, when he demanded and accepted an amount of Rs.5,000/- as bribe for showing official favour.

2. And whereas in the reference second read above, Sri J. Nageswara Rao, Assistant Commissioner, Endowments Department, Ongole, Prakasam District, now retired, found guilty and convicted under sec.248 (2) Cr.P.C. and sentenced to undergo Rigorous imprisonment for one year besides payment of fine of Rs.1,000/- in default simple imprisonment for a period of two months for the offence punishable under Sec.7, and he is also sentenced to undergo Rigorous imprisonment for a period of 2 years besides payment of fine of Rs.2,000/- in default simple imprisonment for four months for the offences punishable u/s. 13 (2)(d) r/w. 13(1)(d) of the prevention of Corruption Act, 1988. The sentence on both the counts shall run concurrently.

3. And whereas, Government, after consideration of the matter, provisionally decided that the misconduct established against Sri J. Nageswara Rao, Assistant Commissioner, Endowments Department, Ongole, Prakasam District, now retired, by his conviction on a criminal charge is grave and calls for imposition of the penalty of withholding of pension and gratuity in full permanently, in exercise of the powers conferred under A.P.Revised Pension Rules, 1980, as he retired from Government service on attaining the age of superannuation on 30.4.1996.

4. And whereas, a Show cause Notice was issued on Sri J. Nageswara Rao, Assistant Commissioner, Endowments Department, Ongole, Prakasam District, now retired, vide reference third read above, communicating a copy of the judgment second read above. He was directed to explain as to why the Government should not impose the penalty of withholding of pension and gratuity in full permanently on him. The Accused Officer has submitted his explanation in the reference fourth read above, wherein, there are no valid grounds for consideration.

(p.t.o.)

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5. Government, after careful examination of the matter in detail, decided to confirm the provisional decision. Accordingly, Government in exercise of the powers conferred under Andhra Pradesh Revised Pension Rules, 1980, hereby impose the penalty of withholding of pension and gratuity in full, permanently against Sri J. Nageswara Rao, Assistant Commissioner of Endowments (Retired), Ongole, Prakasam District, under rule 9 of the Andhra Pradesh Revised Pension Rules, 1980.

6. The Commissioner, Endowments Department, A.P., Hyderabad shall take necessary action, accordingly and furnish compliance report to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. VEERABHADRAIAH
SECRETARY TO GOVERNMENT

To

Sri J. Nageswara Rao, Assistant Commissioner of Endowments (Retired), Ongole, Prakasam District, through the Commissioner, Endowments Department,, A.P. Hyderabad

The Commissioner, Endowments Department, A.P. Hyderabad (with a request to serve the copy to the individual and send served copy to Government, for record).

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commissioner, A.P. Vigilance Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

The District Treasuries Officer, Prakasam District.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER